

Customer No. 24498  
Attorney Docket PU030124  
Final Office Action Date: November 10, 2009

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**Listing and Amendment of the Claims**

This listing of claims will replace all prior versions, and listings, of claims in the application:

1. (currently amended) A method of compiling a playlist of digital audio data files using a digital audio data player, the method comprising the steps of:

enabling a user to select a set of digital audio data files for potential inclusion in the playlist via a user input device associated with the digital audio data player;

automatically sequentially playing sequentially an audio clip from each one of the user-selected set of digital audio data files via an audio output device associated with the digital audio data player;

detecting whether a user input is received via the user input device while each one of the audio clips is being played; and

including identifying data for the digital audio data file associated with a currently playing audio clip in the playlist in response to detecting the user input while the currently playing audio clip is being played.

2. (original) The method of claim 1, wherein each audio clip is taken from a predetermined portion of its associated audio data file that is selectable by the user.

3. (original) The method of claim 1, wherein each audio clip is taken from a portion of its associated audio data file according to an audio clip parameter of an associated data tag of the audio data file.

4. (original) The method of claim 1, wherein each audio clip is taken from a portion of its associated audio data file depending on a genre characteristic of the audio data file.

5. (original) The method of claim 1, wherein each audio clip is played for a predetermined duration selectable by the user.

Customer No. 24498  
Attorney Docket PU030124  
Final Office Action Date: November 10, 2009

6. (original) The method of claim 1, wherein each audio clip continues to be played until the user selects to add or not add the associated audio data file corresponding to the currently playing audio clip to the playlist.

7. (original) The method of claim 1, further comprising the step of allowing user selection of one of a plurality of playlists to which to include the identifying data.

8. (currently amended) A digital audio data player, comprising:

a data storage device for storing a plurality of digitally encoded audio data files;

a signal processing unit for receiving a user-selected collection of the stored digitally encoded audio data files for potential inclusion in a playlist, sequentially decoding an audio clip of each one of the stored digitally encoded audio data files of the user-selected collection, and ~~automatically sequentially~~ playing sequentially the decoded audio clip of each one of the user selected collection of the stored digitally encoded audio data files to allow a user to determine which of the stored digitally encoded audio data files will be included in the playlist;

a user input device for accepting user input;

a controller, coupled to the data storage device, the signal processing unit, and the user input device, for controlling the operation of the data storage device and the signal processing unit in response to user input; and

wherein the controller allows inclusion of identifying data for the stored digitally encoded audio data file associated with a currently playing audio clip in the playlist in response to user input while the currently playing audio clip is being played.

9. (original) The digital audio data player of claim 8, wherein the controller allows inclusion of identifying data to a user selectable playlist of digitally encoded audio data files of a plurality of playlists of digitally encoded audio data files.

10. (original) The digital audio data player of claim 8, wherein the controller is operative to take each audio clip from a predetermined portion of its associated audio data file that is selectable by the user.

Customer No. 24498  
Attorney Docket PU030124  
Final Office Action Date: November 10, 2009

11. (original) The digital audio data player of claim 8, wherein the controller is operative to take each audio clip from a portion of its associated audio data file according to an audio clip parameter of an associated data tag of the audio data file.

12. (original) The digital audio data player of claim 8, wherein the controller is operative to take each audio clip from a portion of its associated audio data file depending on a genre characteristic of the audio data file.

13. (original) The digital audio data player of claim 8, wherein the controller is operative to play each audio clip for a predetermined duration.

14. (original) The digital audio data player of claim 8, wherein the controller is operative to continue to play each audio clip until the user selects to add or not add the associated audio data file corresponding to the currently playing audio clip to the playlist.

15. (currently amended) In a digital audio data player, a method of compiling a playlist of digital audio data files, comprising the steps of:

allowing a user to select a plurality of audio data files for potential inclusion in the playlist;

allowing the user to determine which of the user-selected audio data files will be included in the playlist by automatically sequentially-playing sequentially an audio clip from each one of the user-selected plurality of audio data files and detecting whether a user input is received while each audio clip is being played; and

populating the playlist with identifying data for the audio data file associated with a first audio clip in response to detecting the user input while the first audio clip is being played.

16. (original) The method of claim 15, further comprising the step of allowing user selection of one of a plurality of playlists to which to include the identifying data.

Customer No. 24498

Attorney Docket PU030124

Final Office Action Date: November 10, 2009

17. (original) The method of claim 15, wherein each audio clip is taken from a predetermined portion of its associated audio data file selectable by the user.

18. (original) The method of claim 15, wherein each audio clip is taken from a portion of its associated audio data file according to an audio clip parameter of an associated data tag of the audio data file.

19. (original) The method of claim 15, wherein each audio clip is taken from a portion of its associated audio data file depending on a genre characteristic of the audio data file.

20. (original) The method of claim 15, wherein each audio clip is played for a predetermined duration selectable by the user.

21. (original) The method of claim 15, wherein each audio clip continues to be played until the user selects to add or not add the associated audio data file corresponding to the currently playing audio clip to the playlist.